

1 Thomas M. Biesty
2 NY Bar No. 4172896; (202) 326-3043; tbiesty@ftc.gov
3 Laura C. Basford
4 DC Bar No. 993645; (202) 326-2343; lbasford@ftc.gov
5 J. Ronald Brooke, Jr.
6 MD Bar No. 0202280002; (202) 326-3484; jbrooke@ftc.gov
7 Joshua A. Doan
8 DC Bar No. 490879; (202) 326-3187; jdoan@ftc.gov
9 600 Pennsylvania Ave., NW, CC-6316
10 Washington, DC 20580
11 Attorneys for Plaintiff Federal Trade Commission

12 Aaron D. Ford, Attorney General
13 Ernest D. Figueroa, Consumer Advocate
14 Lucas J. Tucker
15 NV Bar No. 10252; (702) 486-3256; ltucker@ag.nv.gov
16 Samantha B. Feeley
17 NV Bar No. 14034; (702) 486-3789; sfeeley@ag.nv.gov
18 State of Nevada, Office of the Attorney General
19 Bureau of Consumer Protection
20 8945 W. Russell Road, #204
21 Las Vegas, NV 89148
22 Attorneys for Plaintiff State of Nevada

23 **UNITED STATES DISTRICT COURT**
24 **FOR THE DISTRICT OF NEVADA**

25 **FEDERAL TRADE COMMISSION and**

26 **STATE OF NEVADA,**

27 Plaintiffs,

28 v.

INTERNATIONAL MARKETS LIVE,
INC., et al.,

Defendants.

Case No. 2:25-cv-00760-CDS-NJK

**PLAINTIFFS' MOTION FOR
LEAVE TO FILE
SUPPLEMENTAL
DECLARATIONS IN SUPPORT
OF THEIR MOTION FOR
PRELIMINARY INJUNCTION
(ECF NO. 42)**

1 The Federal Trade Commission (“FTC”) and the State of Nevada (together, “Plaintiffs”),
2 submit this Motion for Leave to File Supplemental Declarations in Support of their Motion for
3 Preliminary Injunction (“PI Motion”) (ECF No. 42) pursuant to Local Rule 7-2(g).
4

5 **MEMORANDUM OF POINTS AND AUTHORITIES**

6 **A. Background**

7 1. Plaintiffs filed this civil law enforcement action on May 1, 2025. ECF No. 1. Plaintiffs’
8 Complaint alleges that the Defendants operated a long-running deceptive scheme selling
9 financial training services through a multi-level marketing (“MLM”) business structure.
10 Defendants targeted young adults with false promises of substantial earnings by learning how to
11 profitably trade in financial markets, and also through Defendants’ MLM business venture.
12 Based on Defendants’ own records, the FTC estimates that Defendants’ unlawful actions have
13 caused more than \$1.267 billion in consumer harm since 2018, including \$537 million in harm to
14 U.S. consumers.

15 2. Plaintiffs contend that Defendants have persistently violated Section 5(a) of the FTC Act,
16 the Telemarketing Sales Rule, the Restore Online Shoppers Confidence Act, and Nevada’s
17 Deceptive Trade Practices Act.
18

19 3. On May 30, 2025, Plaintiffs filed their PI Motion seeking a preliminary injunction to
20 protect consumers from further violations, preserve assets for potential consumer redress,
21 appoint a monitor, and to ensure evidence is being retained. ECF No. 42. The proposed
22 preliminary injunction would enjoin Defendants’ unlawful conduct, preserve Defendants’ assets,
23 and appoint a monitor over Corporate Defendants, which have operated as a common enterprise.

24 4. On July 28th, the Court set oral argument on the PI Motion for August 7, 2025. ECF No.
25 91.
26
27
28

1 **B. Supplemental Declarations**

2 5. Plaintiffs seek leave to file the Second Declarations of J. Ronald Brooke, Jr. (FTC legal
3 counsel) and Roshni C. Agarwal (FTC forensic accountant) (together the “Supplemental
4 Declarations”). The Supplemental Declarations cover: (1) pre-filing consent communications
5 with Defendants; (2) concerns raised by Plaintiffs’ counsel with counsel for the IML Defendants¹
6 regarding assets of the IML Defendants based upon documents recently obtained by Plaintiffs
7 pursuant to limited third-party discovery to First Security Bank of Nevada (“FSBN”); (3) a
8 recent litigation initiated against Isis Terry and a company owned by Isis and Christopher Terry;
9 and (4) information produced by FSBN concerning accounts in the names of Defendants IML
10 and Assiduous, and several other entities connected to the Terrys and IML.

11 The Second Brooke Declaration

12 6. Mr. Brooke’s declaration sets forth that in October 2024, Plaintiffs initiated pre-filing
13 consent process negotiations with Defendants in attempt to resolve Plaintiffs’ allegations
14 regarding Defendants.

15 7. As part of that process, Plaintiffs’ counsel stated to Defendants’ counsel that Defendants
16 could face a significant monetary judgment and requested that they should preserve their assets
17 and not dispose of assets outside the course of ordinary business.

18 8. Mr. Brooke’s declaration also discusses some of the limited third-party discovery that
19 Plaintiffs have engaged in since the filing of the PI Motion, in accordance with Magistrate Judge
20 Koppe’s applicable order (ECF No. 74) and concerns raised by the information obtained.

21 9. In July 2025, the FTC served a subpoena on FSBN for documents concerning corporate
22 accounts related to the IML Defendants. The produced records indicate that IML and Assiduous
23 account balances at FSBN stood at only approximately \$65,000 on June 30, 2025. They also
24

25
26 ¹ The IML Defendants are: (i) International Markets Live, Inc. (“IML”); (ii) IM Mastery
27 Academy Ltd., (iii) Assiduous, Inc. (“Assiduous”); (iv) Christopher Terry; and (v) Isis Terry,
28 a/k/a Isis De La Torre.

1 indicate that in mid-June 2025, Christopher Terry stated to FSNB staff that he was selling
2 multiple properties.

3 10. Mr. Brooke's declaration also states that Plaintiffs' counsel met virtually with the IML
4 Defendants' counsel to raise concerns about the IML/Assiduous account balances and Mr.
5 Terry's statements regarding property sales. Plaintiffs' counsel sent IML Defendants' counsel
6 an email request for further information. IML Defendants' counsel responded that they would
7 not provide such information without formal discovery.
8

9 11. Finally, Mr. Brooke's declaration identifies a litigation filed in Clark County District
10 Court on July 18, 2025 against Isis Terry and Terra Firma Development, LLC, a company owned
11 by Christopher and Isis Terry, alleging that Terra Firma Development has defaulted on certain
12 commercial leases, including one for which Ms. Terry serves as a guarantor.

13 The Second Agarwal Declaration

14 12. Ms. Agarwal's declaration contains tabulations of account activity in an IML account at
15 FSNB since January 2024.

16 13. Her declaration identifies certain payments from the IML account at FSNB that appear to
17 be personal expenses unrelated to the IML Defendants' business operations, including expenses
18 relating to: (i) a private jet company; (ii) a yacht; (iii) residential property; and (iv) luxury
19 apparel.
20

21 14. Ms. Agarwal's declaration also indicates that (1) the IML account at FSNB appears to
22 have made payments to companies associated with Christopher Terry's siblings; and (2) it
23 appears that accounts in the name of IML and Assiduous have been depleted.

24 **C. Argument**

25 15. Pursuant to Local Rule 7-2(g), Plaintiffs may only supplement the evidence supporting
26 their PI Motion with this Court's leave, granted for good cause shown.
27
28

1 16. Plaintiffs submit that good cause exists for this Court to grant them leave to supplement
 2 the PI Motion with the Supplemental Declarations because: (i) the proposed Preliminary
 3 Injunction seeks to preserve the IML Defendants' assets for potential consumer redress; (ii)
 4 Plaintiffs' request for asset preservation rests in part on Defendants Christopher and Isis Terry's
 5 documented history of using corporate funds to support a luxurious lifestyle; (iii) Plaintiffs'
 6 limited discovery thus far raises concerns that the IML Corporate Defendants' assets, which
 7 Plaintiffs allege were unlawfully obtained from consumers, are being dissipated; and (iv) the
 8 information and data contained in the Supplemental Declarations may prove helpful to the Court
 9 evaluating Plaintiffs' requested relief.
 10

11 17. Therefore, Plaintiffs request that this Court grant leave to allow the Plaintiffs to file the
 12 Supplemental Declarations, attached to this Motion as **Attachments A and B**.

13 Respectfully submitted,

14
 15 Dated: August 5, 2025

16 AARON D. FORD
 17 Attorney General
 18 ERNEST D. FIGUEROA
 19 Consumer Advocate
 20 LUCAS J. TUCKER
 21 SAMANTHA B. FEELEY
 22 Office of the Nevada Attorney General
 23 8945 West Russell Road, Suite #204
 24 Las Vegas, NV 89148
 (702) 486-3256 (Tucker)
 (702) 486-3789 (Feeley)
 Email: ltucker@ag.nv.gov;
sfeeley@ag.nv.gov

25 Attorneys for Plaintiff
 26 STATE OF NEVADA

/s/ Thomas M. Biesty
 THOMAS M. BIESTY
 LAURA C. BASFORD
 J. RONALD BROOKE, JR.
 JOSHUA A. DOAN
 Federal Trade Commission
 600 Pennsylvania Ave., NW, CC-6316
 Washington, DC 20580
 (202) 326-3043 (Biesty)
 (202) 326-2343 (BASFORD)
 (202) 326-3484 (Brooke)
 (202) 326-3187 (Doan)
 Email: tbiesty@ftc.gov; lbASFORD@ftc.gov;
jbrooke@ftc.gov; jdoan@ftc.gov

Attorneys for Plaintiff
 FEDERAL TRADE COMMISSION